

October 2006 Unified Program Newsletter

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California Environmental Protection Agency

Annual Summary Reports Due

The Unified Program Section would like to remind all Certified Unified Program Agencies that Summary Reports 2 through 4 are due to the Secretary on September 30, 2006. The forms can be found on Cal/EPA's web site at www.calepa.ca.gov/CUPA/Publications. Data from these reports is used by State and Federal agencies for a variety of purposes, including CUPA evaluations. We appreciate the effort that CUPAs have made in past years to improve the timeliness and accuracy of these reports and look forward to timely receipt again this year. Please submit the reports to:

Secretary for Environmental Protection
Unified Program Section
P.O. Box 2815
Sacramento, California 95812-2815

Violation Classification Guidance Document

The [Violation Classification Guidance Document](#) was developed to create a standard classification protocol for all Unified Program violations to facilitate more consistent enforcement response actions throughout California. The document establishes guidelines and provides examples to assist Unified Program Agencies (UPAs) in determining when informal or formal enforcement is appropriate, based solely on the initial classification of a violation. Many months of diligent effort by UPA staff and state staff have gone into the final product.

State Water Resources Control Board

New State Water Board staff member

We are pleased to announce the Mr. Robert Hodom has accepted a position with the State Water Board UST Program's UST Leak Prevention Technical Unit. Robert returns to the State Water Board after a 30 year absence. In the time since Robert left the State Water Board, he has accumulated an impressive resume of environmental consulting, not only in the United States, but in countries such as the Philippines and Hungary as well. Robert has worked extensively in all areas of the environmental field ranging from publishing Environmental Impact Reviews to experience with the infrastructure of alternative fuels. Please help us in welcoming Robert back to the State Water Board, who can be reached at rhodom@waterboards.ca.gov or 916-341-5871.

U.S. EPA Finalizes Delivery Prohibition Grant Guidelines

U.S. EPA has finalized the first of several guidelines for states implementing provisions of the 2005 Energy Policy Act. The first guidelines deal with delivery prohibition into UST systems that are out of compliance with certain requirements. State Water Board staff assisted U.S. EPA in developing the delivery prohibition guidelines, which closely parallel California's existing "Red Tag" authority. (Calif. Code of Regulations, Title 23, section 2717 - 2717.7) The guidelines instruct States to implement a delivery prohibition program by August 8, 2007. Because our existing program covers the elements required by the U.S. EPA guidelines, we do not anticipate changes to our Red Tag authority.

The final Delivery Prohibition Grant Guidelines and information on the development of other guidelines related to the 2005 Energy Policy Act are available on the U.S. EPA website at <http://www.epa.gov/OUST/> UST Program Contact: Laura Chaddock (lchaddock@waterboards.ca.gov; 916-341-5870)

New Updated Financial Responsibility Form

The State Water Board UST Cleanup Fund has updated the Financial Responsibility Form to reflect amendments made in the Health and Safety Code. The Cleanup Fund has also updated the Financial Responsibility Guide (which can be found at <http://www.waterboards.ca.gov/cwphome/ustcf/financialresponsibility.htm>) to accurately reflect the same changes. Since the changes to the form were only minor, it is not necessary for facilities to submit their information on the new updated form until the information on the old form has expired. UST Program Contact: Marilyn Rogers (mrogers@waterboards.ca.gov; 916-341-5764)

Enhanced Leak Detection (ELD) Followup

On July 24, 2006, the State Water Board emailed the following two lists of sites associated with ELD testing (based on proximity to drinking water wells) to the CUPAs: 1.) List of 1,143 delinquent facilities that have not complied with the requirement for ELD testing; and 2.) List of 1,411 prospective facilities that the State Water Board has not yet notified. We requested that the CUPAs update these lists to minimize the workload associated with processing requests for reconsideration. CUPA's were asked to update this information by correcting or providing any address, closure, ELD test date or well proximity information, etc. Based on the updated information, some sites will be removed from the notification list. If the site has been notified and is still required to test, they will be sent a reminder letter. If they are no longer required to test, they will be sent a letter to that effect.

Thanks go to all the CUPA's for their work in providing this data. As of September 21, 2006, the State Water Board has received updates from 32 CUPAs/PAs and encourages the remaining CUPAs to provide updated information for this project. We will periodically update our ELD notification list as part of quarterly CUPA UST reporting. UST Program Contact: Terry Brazell (tbrazell@waterboards.ca.gov; 916-341-5645)

AB 2481/1702 Pipe Matrix Status

In mid-September, the State Water Board issued an updated version of the AB 2481/1702 Pipe Matrix: A Guide to Vacuum (V), Pressure (P), and Interstitial Liquid Level Monitoring (ILLM). This version is the latest and most up-to-date. It should replace the original draft that was issued during August 2006.

This matrix is intended to assist local agency UST inspectors with their plan check and compliance inspections, as they relate to piping. Additional need arose for this table following a recent enforcement case where it was discovered that piping was widely installed outside of its approved independent testing organization approval, as well as the leak detection requirements outlined in LG 113.

In certain columns of the matrix, the label of "Not Reported" will be listed. This indicates that the State Water Board has not received the requested UL 971 reports and therefore is unable to verify applicability. The indicated piping should not be installed until appropriate documentation is provided. As additional UL 971 reports are submitted to the State Water Board, we will update the matrix to reflect the changes. UST Program Contacts: Laura Chaddock (lchaddock@waterboards.ca.gov; 916-341-5870) or Donielle Jackson (dljackson@waterboards.ca.gov; 916-341-5863).

UST Designated Operators & Installers ICC Certification Renewal Flyer

Many UST Designated Operators & Installers are quickly approaching the deadline to renew their ICC Certifications. Certain issues have been raised concerning upcoming deadlines, testing requirements, testing centers, process for renewing certifications, and issuance of certification numbers. The State Water Board has prepared an outreach flyer which explains some key elements for RENEWAL of UST Designated Operator and Installer ICC certification. This ICC renewal notice can be found at the following web link:

http://www.waterboards.ca.gov/ust/training/new_trng_reqmts.html

UST Program Contact: Scott Bacon (sbacon@waterboards.ca.gov; 916-341-5873)

Department of Toxic Substances Control

New Pollution Prevention Newsletter: P2 E-News

To help interested parties with timely and useful information regarding pollution prevention (P2), the DTSC, Office of Pollution Prevention and Technology Development (OPPTD) is publishing a new P2 email newsletter. OPPTD will send out P2 E-News by email with information and website links on upcoming P2-related events, workshops, publications, training, funding opportunities, and other items of interest. To subscribe to P2 E-News please visit the DTSC Listserv webpage at <http://www.calepa.ca.gov/Listservs/dtsc/>. Scroll down to DTSC P2 E-News, click on Subscribe and follow the directions for subscribing. The first issue topics include:

- What is Pollution Prevention or P2?
- DTSC celebrates national P2 week
- Emerging Issue – Nanotechnology
- Western Regional P2 Network (WRPPN) Conference 2006
- Boating Clean and Green Campaign
- California Take-It-Back Partnership
- New law for recycling cell phones
- National Mercury Switch removal program agreement

The October issue is expected to go out in mid-October, so sign up today!

DTSC Green Chemistry Symposium

DTSC is sponsoring a free informational symposium on Green Chemistry to discuss these questions and more. Representatives from government, universities, and industry will make presentations at this basic introduction to Green Chemistry. Agenda topics include: What is Green Chemistry; How California can take a Leadership Role in Chemicals Policy; Green Chemistry in California Industries; USEPA Green Chemistry Programs; and a legislative update.

The symposium is open to the public and will also be webcast. To register for the symposium, go to the DTSC Green Chemistry webpage at <http://www.dtsc.ca.gov/PollutionPrevention/GreenChemistry.cfm>. For information on attending the webcast, go to the Cal/EPA web page at <http://www.calepa.ca.gov/Broadcast/>. Please check the webpage for updates on the symposium, or call Stan Lau at (916) 323-9617.

Office of Emergency Services

Regional Training

OES is available to provide regional training on Business Plan, Area Plan, Spill Release Reporting, and CalARP Program Basics. There is a 20 student minimum for a class to be scheduled. OES is currently scheduling fiscal year 2006/2007 training and is looking for locations throughout California. For more details contact Brian Abeel at 916-845-8768.

Basic Training

OES and the Northern CA CUPA Regional Forum is co-sponsoring a one-day course on October 11, 2006 in Eureka. The course will cover: Business Plan Program, CalARP Program and Spill/Release Reporting Requirements.

If interested contact Judy Thode at 707-268-2222 or jthode@co.humboldt.ca.us

The Unified Program Section is interested in your comments and suggestions regarding the monthly newsletter. Please provide comments and suggestions to cupa@calepa.ca.gov.

[Cal/EPA Unified Program Home Page](#)